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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/964,318	09/26/2001	Andrew W. Jacobs	13768.214	9927

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EXAMINER

SHAH, KAMINI S

ART UNIT	PAPER NUMBER
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2142

DATE MAILED: 06/20/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/964,318

Applicant(s)

JACOBS ET AL.

Examiner

Kamini S. Shah

Art Unit

2142

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 23 February 2005.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-38 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-38 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____

Response to Arguments

Applicant's arguments with respect to claims 1-38 have been considered but are moot in view of the new ground(s) of rejection.

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

Claims 1-32 are rejected under 35 U.S.C. 102(e) as being anticipated by US 6,728,714 to Doganata et al.

2. Regarding to claimed invention (claims 1, 8, 17, and 24), Doganata et al teaches a method and apparatus including a plurality of devices interconnect able over multiple wireless network, each having different communication protocol such as all categories of electronic communications sent from one site to another, see col. 2, lines 50-61. Doganata et al disclose inbox folder 15 and 25 as claimed receiving device. The claimed method for managing incoming object transfers from one or more devices,

Doganata et al discloses the claimed step for receiving object transferred from devices in block 30, at the receiving site 20;

claimed step for generating a corresponding notification regarding the receipt, Doganata et al discloses block 35, as "NOTIFY SENDER", figure 3,

Furthermore, the claimed step for storing each object in a temporary storage, Doganata et al discloses queuing the received mail at each inbox folder 15, and 25, see col. 3, lines 22-40.

Regarding to claimed step for promoting user with the corresponding notification to either accept or reject, such as, Doganata et al discloses a cancellation agent, at the receiving agent, see col. 4, lines 40-61.

Regarding to claimed step for storing accepted object such that the objects received at the receiving device are only stored in persistent memory, Doganata et al discloses as seen step 34-39, i.e., e-mail has been accepted or read ;

and deleting rejected object without being stored in persistent memory of the receiving device, Doganata et al discloses "cancellation agent, 14 and 22, at receiving site including see col. 4, lines 40-61.

Regarding claims 2, 3,18, Doganata et al discloses steps are formed by cancellation agent, see blocks 34, 36 in figure 3, and col. 5, lines 15-34.

Regarding claim 4, Doganata et al teaches step for processing each object with a associated applications, such as steps 30 –34 for e-mail designation and e-mail identifier respectively, see col. 4, lines 62-col. 5, lines 1-14.

Regarding claim 5, Doganata et al teaches a temporary storage as a queue, see col. 3, lines 31-33.

Regarding claims 6, 7 Doganata et al teaches claimed step for parsing each object received over the one or more object transfer and act of extracting identifying information from each object, see e-mail identifier 6 in figure 2.

Regarding claim 9, it is clear from the teaching of Doganata et al that only one object is being processed at a time, see figure 3.

Regarding claims 10-14 claims recites the similar subject matter as in claims 2-7 are rejected for the similar reasoning.

Regarding claims 15 and 16, Doganata et al discloses the copying the destination address field, thereby disclosing partnering device see col. 4 lines 21-39.

Regarding claims 19-23, and 25-32 claims recites the similar subject matter as claims 2-7 and 9-15, and therefore rejected for similar reasoning.

Claim Rejections - 35 USC § 103

3. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

4. This application currently names joint inventors. In considering patentability of the claims under 35 U.S.C. 103(a), the examiner presumes that the subject matter of the various claims was commonly owned at the time any inventions covered therein were made absent any evidence to the contrary. Applicant is advised of the obligation

under 37 CFR 1.56 to point out the inventor and invention dates of each claim that was not commonly owned at the time a later invention was made in order for the examiner to consider the applicability of 35 U.S.C. 103(c) and potential 35 U.S.C. 102(e), (f) or (g) prior art under 35 U.S.C. 103(a).

5. Claims 33-38 are rejected under 35 U.S.C. 103(a) as being unpatentable over Doganata et al in view of Salo et al 6,609,148.

Regarding to claimed invention Doganata et al teaches the claimed invention as discussed, however does not notify a user that an object has been received via global prompt. Salo et al teaches *BSC/ MSC* Base station Controller/Mobile Switching Center 106 supervises manages and routes the calls between the remote access device 104, and login server LS 142 for providing centralized login site for all subscribers and provides the first level subscriber authentication and responds back to remote access devices 104 by sending message back for prompting the subscriber to supply login credentials and personal identification number. Furthermore, LS 12 determines the current match for the user see col. 8, lines 44-60 and col. 9, lines 14-66. Additionally, Salo et al teaches the remote access device 104 first communicates and sustains a session with a base BSC/MSC see col. 7, lines 35-48; detecting each received object at the device, wherein each received object is parsed. Therefore, it would have been obvious to one of the ordinary skill in the art to combine teaching of Salo et al into a system of Doganata et al for providing prompt messages to user for offering convenient and efficient access to a data.

Conclusion

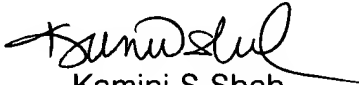
6. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Kamini S. Shah whose telephone number is 571-272-2279. The examiner can normally be reached on IFP.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Andrew B. Caldwell can be reached on 571-272-3868. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


Kamini S Shah
Primary Examiner
Art Unit 2142

KSS